

CALENDAR ITEM

C59

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02/20/15
PRC 8581.1
J. Sampson

**GENERAL LEASE – RECREATIONAL AND
PROTECTIVE STRUCTURE USE**

APPLICANTS:

Don R. Galindo, Jr. and Lisa M. Galindo

AREA, LAND TYPE, AND LOCATION:

Sovereign land located in the Sacramento River, adjacent to 14246 State Highway 160, near Walnut Grove, Sacramento County.

AUTHORIZED USE:

Continued use and maintenance of an existing single berth floating boat dock with six pilings, three unattached pilings, gangway, jet ski float, electric and water utilities, and bank protection.

LEASE TERM:

Ten (10) years, beginning December 1, 2014

CONSIDERATION:

Single Berth Floating Boat Dock with Six Pilings, Three Unattached Pilings, Gangway, Jet Ski Float, and Electric and Water Utilities: \$499 per year, with an annual Consumer Price Index adjustment.

Bank Protection: public use and benefit, with the State reserving the right at any time to set a monetary rent if the Commission finds such action to be in the State's best interests.

SPECIFIC LEASE PROVISIONS:

Liability insurance in an amount no less than \$1,000,000 per occurrence.

OTHER PERTINENT INFORMATION:

1. Applicants own the upland adjoining the lease premises.
2. On December 9, 2004, the Commission authorized issuance of a 10-year Recreational Pier Lease to Don R Galindo, Jr. and Lisa M. Galindo. That

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lease expired November 30, 2014. The Applicants are now applying for a General Lease – Recreational and Protective Structure Use.

3. The staff recommends that the Commission find that this activity is exempt from the requirements of the California Environmental Quality Act (CEQA) as a categorically exempt project. The project is exempt under Class 1, Existing Facilities; California Code of Regulations, Title 2, section 2905, subdivision (a)(2).

Authority: Public Resources Code section 21084 and California Code of Regulations, Title 14, section 15300 and California Code of Regulations, Title 2, section 2905.

4. This activity involves lands identified as possessing significant environmental values pursuant to Public Resources Code section 6370 et seq., but such activity will not affect those significant lands. Based upon the staff's consultation with the persons nominating such lands and through the CEQA review process, it is the staff's opinion that the project, as proposed, is consistent with its use classification.

EXHIBITS:

- A. Land Description
- B. Site and Location Map

RECOMMENDED ACTION:

It is recommended that the Commission:

CEQA FINDING:

Find that the activity is exempt from the requirements of CEQA pursuant to California Code of Regulations, Title 14, section 15061 as a categorically exempt project, Class 1, Existing Facilities; California Code of Regulations, Title 2, section 2905, subdivision (a)(2).

SIGNIFICANT LANDS INVENTORY FINDING:

Find that this activity is consistent with the use classification designated by the Commission for the land pursuant to Public Resources Code section 6370 et seq.

AUTHORIZATION:

Authorize issuance of a General Lease – Recreational and Protective Structure Use to Don R. Galindo, Jr. and Lisa M. Galindo beginning December 1, 2014, for a term of 10 years, for continued use and maintenance of an existing single berth floating boat dock with six pilings,

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three unattached pilings, gangway, jet ski float, electric and water utilities, and bank protection, as described in Exhibit A and shown on Exhibit B (for reference purposes only), attached and by this reference made a part hereof; consideration for the single berth floating boat dock with six pilings, three unattached pilings, gangway, jet ski float, and electric and water utilities: \$499 per year, with an annual Consumer Price Index adjustment; consideration for the bank protection: public use and benefit, with the State reserving the right at any time to set a monetary rent if the Commission finds such action to be in the State's best interests; liability insurance in an amount no less than \$1,000,000 per occurrence.

EXHIBIT A

PRC 8581.1

LAND DESCRIPTION

Four parcels of tide and submerged land situated in the bed of the Sacramento River, lying adjacent to Swamp and Overflow Lands survey 310, patented April 22, 1872, County of Sacramento, State of California, more particularly described as follows:

PARCEL 1 - DOCK

All those lands underlying an existing gangway, uncovered single-berth floating boat dock with six steel pilings, jet ski float, and electric and water utility outlets lying adjacent to that parcel described in Grant Deed recorded September 11, 2003 as Document Number 20030911 at Page 2346 in Official Records of Sacramento County.

TOGETHER WITH any applicable impact area.

ALSO TOGETHER WITH that land lying immediately beneath any bank protection structure lying adjacent to said deed.

EXCEPTING THEREFROM any portion lying landward of the ordinary high water mark of the right bank of the Sacramento River.

PARCEL 2 through 4 – STEEL PILINGS

Three separate steel pilings lying adjacent to that parcel described in Grant Deed recorded September 11, 2003 as Document Number 20030911 at Page 2346 in Official Records of Sacramento County.

Accompanying plat is hereby made part of this description.

END OF DESCRIPTION

Prepared 12/24/2014 by the California State
Lands Commission Boundary Unit.



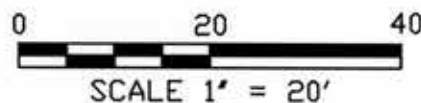
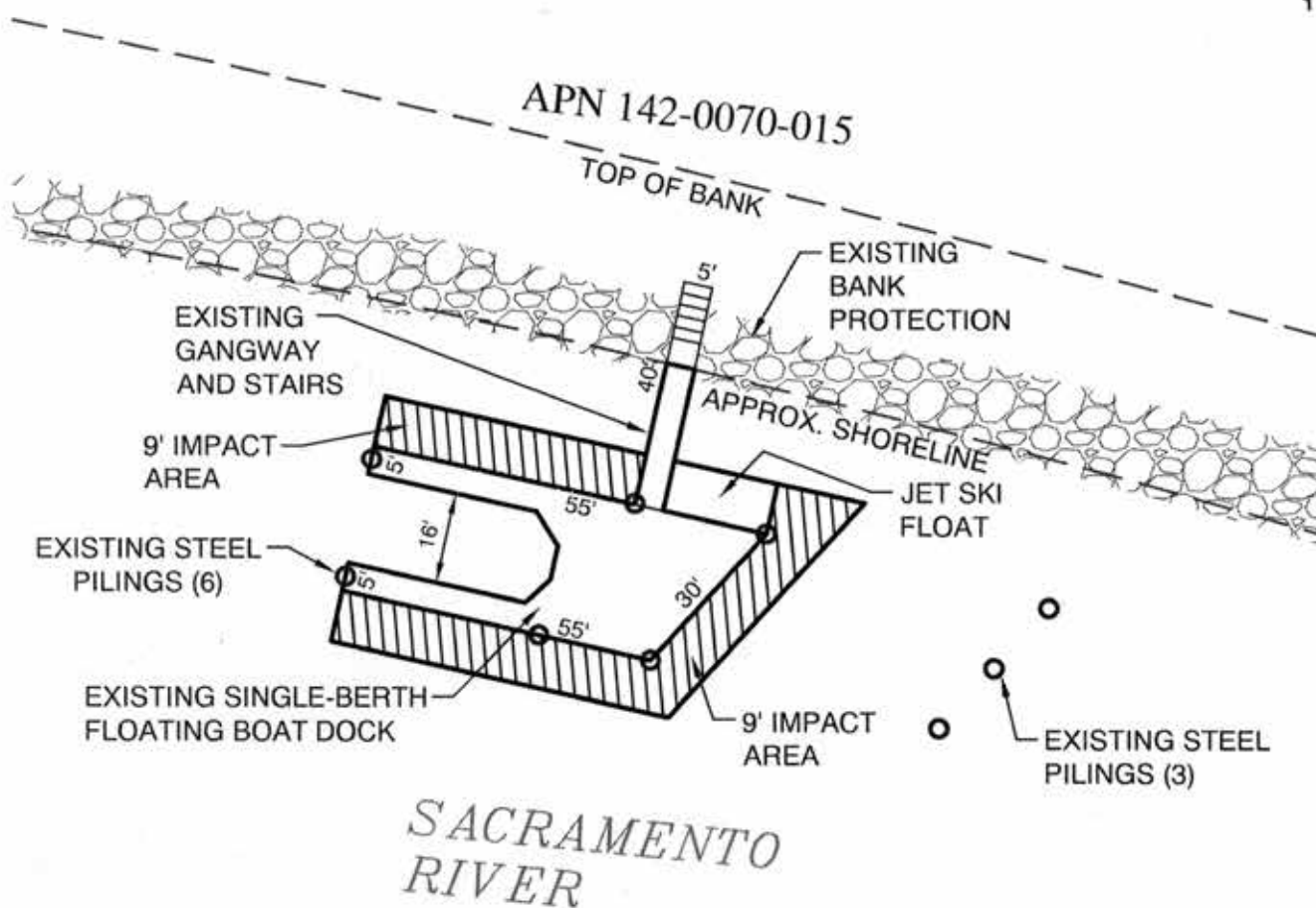


EXHIBIT A

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RGB 12/24/14

LAND DESCRIPTION PLAT
PRC 8581.1, GALINDO
SACRAMENTO COUNTY

CALIFORNIA STATE
LANDS COMMISSION



NO SCALE

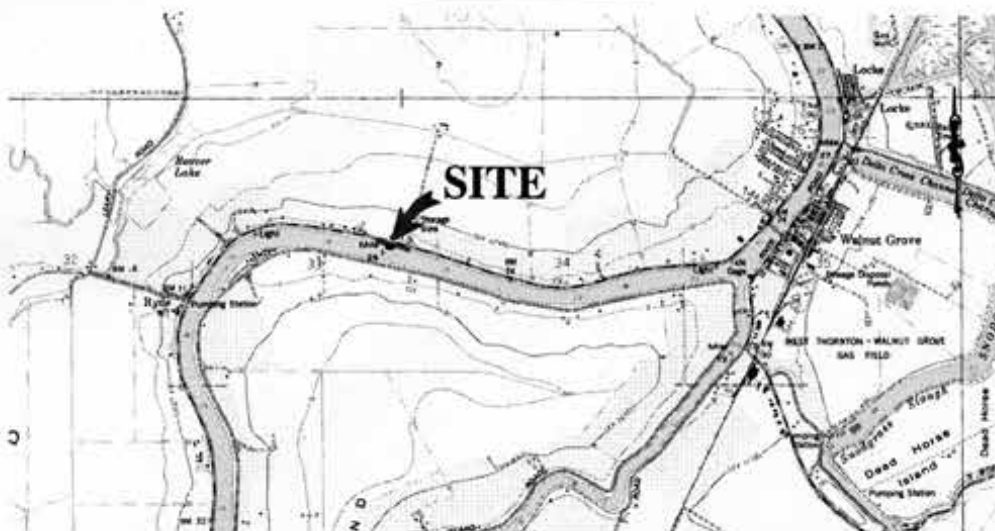
APN 142-0070-015

TOP OF BANK



14246 STATE HWY 160, EAST OF WALNUT GROVE

NO SCALE



MAP SOURCE: USGS QUAD

This Exhibit is solely for purposes of generally defining the lease premises, is based on unverified information provided by the Lessee or other parties and is not intended to be, nor shall it be construed as, a waiver or limitation of any State interest in the subject or any other property.

PRC 8581.1

GALINDO

APN 142-0070-015
GENERAL LEASE -
RECREATIONAL
AND PROTECTIVE
STRUCTURE USE
SACRAMENTO COUNTY



RGB 12/24/14